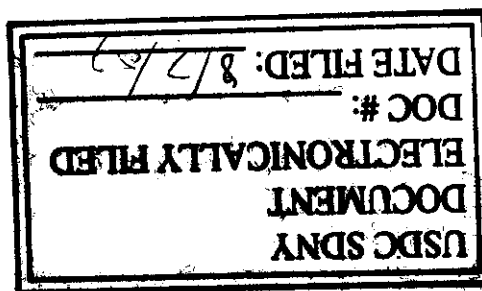


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RICHARD ABONDOLO, as chairman of
the Board of Trustees of UFCW LOCAL
342 WELFARE FUND, et al.,
Plaintiffs

-against-

SIEGMUND STRAUSS, INC.,
Defendants.



07 Civ. 4850 (AKH)

Notice is hereby given that Defendant, Siegmund Strauss, Inc., hereby appeals to the United States Court of Appeals for the Second Circuit from each and every part of the order dated July 3, 2007 and entered on or about said date, which order, *inter alia*, denied injunctive relief to Defendant.

Dated: Mineola, New York
July 23, 2007

Meltzer, Lippe, Goldstein & Breitstone, LLP

By

Richard M. Howard (RMH-2932)
Attorneys for Defendants
190 Willis Avenue
Mineola, New York 11501
(516) 747-0300

cc: Andrew Calcagno, Esq.

rich/Siegmund/Notice of Appeal.406840

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

RICHARD ABONDOLO, as chairman of
the Board of Trustees of UFCW LOCAL : 07 Civ. 4850 (AKH)
342 WELFARE FUND, et al.,
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-against- :

SIEGMUND STRAUSS, INC., :
Defendants. :

AFFIDAVIT OF SERVICE

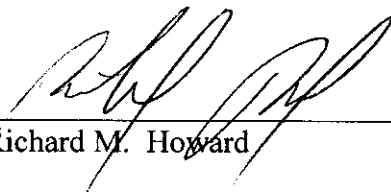
STATE OF NEW YORK)
)SS.:
COUNTY OF NASSAU)

Richard M. Howard, being duly sworn, deposes and says:

That deponent is not a party to the action, is over 18 years of age and resides in Nassau County, New York;

That on July 23, 2007 deponent caused to be served a true and correct copy of the attached NOTICE OF APPEAL, upon the following, by depositing a true copy of same, enclosed in a wrapper, under the exclusive care and custody of the United States Postal Service within the State of New York:

To: Andrew Calcagno, Esq.
213 South Avenue East
Cranford, NJ 07016



Richard M. Howard

Sworn to before me this 7th
day of August, 2007



Notary Public
ANN DILLER

Notary Public, State of New York
No. 01D14804319
Qualified in Nassau County
Commission Expires 5/31/2010